

THURSDAY, APRIL 13, 2000

SEVENTY-SECOND LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Walley.

Representative Walley led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Cole (Carter); family illness.

Representative Kent; personal reasons.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 198: Rep(s). Beavers, Garrett and West as prime sponsor(s).

House Bill No. 1849: Rep(s). Armstrong and Tindell as prime sponsor(s).

House Bill No. 2367: Rep(s). Bowers as prime sponsor(s).

House Bill No. 2478: Rep(s). Sands, Maddox, Fitzhugh, Bone and McDonald as prime sponsor(s).

House Bill No. 2655: Rep(s). Jackson as prime sponsor(s).

House Bill No. 3017: Rep(s). Eckles, Hood, McAfee and Head as prime sponsor(s).

House Bill No. 3082: Rep(s). Kisber as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). S. Jones was/were removed as sponsor(s) of **House Bill No. 3082**.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 743, 745, 748, 749 and 750; all adopted for concurrence.

RUSSELL HUMPHREY, Acting Chief Clerk.

Senate Joint Resolution No. 727 -- Memorials, Retirement - Jerry Benefield, President and CEO of Nissan Motor Manufacturing Corporation U.S.A. by *Womack, *Cooper, *Harper.

Senate Joint Resolution No. 728 -- Memorials, Sports - Trezevant High School varsity cheerleaders, American Open National Competition Medium Varsity Division winners. by *Kyle.

Senate Joint Resolution No. 729 -- Memorials, Academic Achievement - Sarah Rush Haley, Salutatorian, MAHEA. by *Kyle.

Senate Joint Resolution No. 730 -- Memorials, Academic Achievement - Jeremy Robert Collum, Salutatorian, MAHEA. by *Kyle.

Senate Joint Resolution No. 731 -- Memorials, Academic Achievement - James Robert Lamar, Co-Salutatorian, Gateway Christian School. by *Kyle.

Senate Joint Resolution No. 732 -- Memorials, Academic Achievement - Susan Blair McKinney, Valedictorian, Gateway Christian School. by *Kyle.

Senate Joint Resolution No. 733 -- Memorials, Academic Achievement - Colin David Duff, Salutatorian, Gateway Christian High School. by *Kyle.

Senate Joint Resolution No. 734 -- Memorials, Academic Achievement - Mindy Kaye Boyd, Valedictorian, Gateway Christian School North. by *Kyle.

Senate Joint Resolution No. 735 -- Memorials, Academic Achievement - Kristina Jeanne McCommon, Salutatorian, Gateway Christian School South. by *Kyle.

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Senate Joint Resolution No. 736 -- Memorials, Academic Achievement - Tauresha Earlvannia Montgomery, Valedictorian, Raleigh-Egypt High School. by *Kyle.

Senate Joint Resolution No. 737 -- Memorials, Academic Achievement - Tequia Lanese Brown, Salutatorian, Raleigh-Egypt High School. by *Kyle.

Senate Joint Resolution No. 738 -- Memorials, Academic Achievement - Minh Chau Pham, Salutatorian, Treadwell High School. by *Kyle.

Senate Joint Resolution No. 739 -- Memorials, Academic Achievement - Ana Lourdes D. Alip., Salutatorian, Treadwell High School. by *Kyle.

Senate Joint Resolution No. 740 -- Memorials, Academic Achievement - Alicia Cooper, Valedictorian, Craigmont High School. by *Kyle.

Senate Joint Resolution No. 741 -- Memorials, Academic Achievement - Shannen Dee Williams, Salutatorian, Craigmont High School. by *Kyle.

Senate Joint Resolution No. 743 -- Memorials, Death - Mary Jones, founder, Tennessee Breast Cancer Coalition. by *Harper.

Senate Joint Resolution No. 745 -- Memorials, Recognition - 10th Armored Division, 2000 Reunion. by *Burchett.

Senate Joint Resolution No. 748 -- Memorials, Retirement - Judy Wahlstrom. by *Haynes, *Henry, *Rochelle.

Senate Joint Resolution No. 749 -- Memorials, Public Service - Sam Riley. by *Herron.

Senate Joint Resolution No. 750 -- Memorials, Professional Achievement - Sharon Pickering, "Teacher of the Year," Johnson City School System. by *Crowe.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Rep. McAfee and his family were recognized in the Well for remarks.

RECOGNITION IN THE WELL

Rep. Phillips was recognized in the Well to introduce the 1999-2000 Shelbyville Central High school girls' basketball team, TSSAA Class AAA state champions.

RECOGNITION IN THE WELL

Rep. Winningham was recognized in the Well to introduce the 1999-2000 Jackson County High School girls' basketball team, TSSAA Class 2-A state champions.

RESOLUTION READ

The Clerk read House Joint Resolution No. 581 honoring the team on their accomplishments.

House Joint Resolution No. 581 -- Memorials, Sports - 1999-2000 Jackson County High School girls' basketball team, TSSAA Class 2-A state champions. by *Winningham.

RECOGNITION IN THE WELL

Rep. Windle was recognized in the Well to introduce the Mrs. Marie Bush for remarks.

RESOLUTION READ

The Clerk read House Joint Resolution No. 598 honoring the memory of the late Mr. Billie G. Bush.

House Joint Resolution No. 598 -- Memorials, Death - Billie G. Bush. by *Windle.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for May 1, 2000:

House Resolution No. 200 -- Memorials, Retirement - Chancellor Chester Rainwater. by *Roach, *Montgomery.

House Joint Resolution No. 621 -- Naming and Designating - Jett Williams Appreciation Day, May 18, 2000. by *Winningham, *Buck.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for May 1, 2000:

Senate Joint Resolution No. 719 -- Naming and Designating - "Police Memorial Day," May 15, 2000; "Police Memorial Week," May 14-20, 2000. by *Burks, *Graves.

Senate Joint Resolution No. 727 -- Memorials, Retirement - Jerry Benefield, President and CEO of Nissan Motor Manufacturing Corporation U.S.A. by *Womack, *Cooper, *Harper.

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Senate Joint Resolution No. 728 -- Memorials, Sports - Trezevant High School varsity cheerleaders, American Open National Competition Medium Varsity Division winners. by *Kyle.

Senate Joint Resolution No. 729 -- Memorials, Academic Achievement - Sarah Rush Haley, Salutatorian, MAHEA. by *Kyle.

Senate Joint Resolution No. 730 -- Memorials, Academic Achievement - Jeremy Robert Collum, Salutatorian, MAHEA. by *Kyle.

Senate Joint Resolution No. 731 -- Memorials, Academic Achievement - James Robert Lamar, Co-Salutatorian, Gateway Christian School. by *Kyle.

Senate Joint Resolution No. 732 -- Memorials, Academic Achievement - Susan Blair McKinney, Valedictorian, Gateway Christian School. by *Kyle.

Senate Joint Resolution No. 733 -- Memorials, Academic Achievement - Colin David Duff, Salutatorian, Gateway Christian High School. by *Kyle.

Senate Joint Resolution No. 734 -- Memorials, Academic Achievement - Mindy Kaye Boyd, Valedictorian, Gateway Christian School North. by *Kyle.

Senate Joint Resolution No. 735 -- Memorials, Academic Achievement - Kristina Jeanne McCommon, Salutatorian, Gateway Christian School South. by *Kyle.

Senate Joint Resolution No. 736 -- Memorials, Academic Achievement - Tauresha Earlvannia Montgomery, Valedictorian, Raleigh-Egypt High School. by *Kyle.

Senate Joint Resolution No. 737 -- Memorials, Academic Achievement - Tequia Lanese Brown, Salutatorian, Raleigh-Egypt High School. by *Kyle.

Senate Joint Resolution No. 738 -- Memorials, Academic Achievement - Minh Chau Pham, Salutatorian, Treadwell High School. by *Kyle.

Senate Joint Resolution No. 739 -- Memorials, Academic Achievement - Ana Lourdes D. Alip., Salutatorian, Treadwell High School. by *Kyle.

Senate Joint Resolution No. 740 -- Memorials, Academic Achievement - Alicia Cooper, Valedictorian, Craigmont High School. by *Kyle.

Senate Joint Resolution No. 741 -- Memorials, Academic Achievement - Shannen Dee Williams, Salutatorian, Craigmont High School. by *Kyle.

Senate Joint Resolution No. 743 -- Memorials, Death - Mary Jones, founder, Tennessee Breast Cancer Coalition. by *Harper.

Senate Joint Resolution No. 745 -- Memorials, Recognition - 10th Armored Division, 2000 Reunion. by *Burchett.

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Senate Joint Resolution No. 749 -- Memorials, Public Service - Sam Riley. by *Herron.

Senate Joint Resolution No. 750 -- Memorials, Professional Achievement - Sharon Pickering, "Teacher of the Year," Johnson City School System. by *Crowe.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3317 -- Knox County - Subject to local approval, transfers duties of circuit court clerk with regard to criminal cases in general sessions court to clerk of criminal court. Amends Chapter 1 of the Acts of 1907; as amended. by *Boyer, *Bittle, *Tindell, *Armstrong, *Dunn, *Buttry, *Hagood.

House Bill No. 3318 -- McMinn County - Subject to local approval, grants authority to regulate mobile home and trailer parks. by *McKee.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3315 -- Smithville -- Local Bill Held on House Desk

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 13, 2000**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar for May 1, 2000**: House Bill(s) No(s). 2320, 3067, 2027, 2025, 2594, 2855, 2854, 3016, 3013, 2683, 387, 2412, 2418, 2428, 2441, 2060, 2420, 2059 and 1679.

The Committee also met and set the following bill(s) on the **Regular Calendar for May 3, 2000**: House Bill(s) No(s). 2533, 1237, 2660, 3100, 3071, 2652, 2773, 3102, 3104, 2644, 3132, 2578, 3156, 1967, 2896, 2891, 2811, 2332 and 3122.

The Committee further reports that it set the following bill(s) and/or resolution(s) on the **Consent Calendar for May 1, 2000**: House Bill(s) No(s). 2671, 2429, 2582, 2684, 2818, House Joint Resolution(s) No(s). 435, 558 and 575.

CAPTION BILLS REFERRED

April 13, 2000

Pursuant to **Rule No. 47**, the following Caption Bill(s), 145 and 1672 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 145** -- Insurance Companies, Agents, Brokers, Policies -- House Commerce Committee

House Bill No. 1672 -- Auditing -- House Finance, Ways and Means Committee

CONSENT CALENDAR

***House Bill No. 2159** -- Custody and Support - Creates absolute judicial immunity for guardian ad litem representing minor child's interest in custody dispute. Amends TCA Title 36, Chapter 4, Part 1. by *Bunch. (SB2233 by *Miller J)

***House Joint Resolution No. 498** -- General Assembly, Directed Studies - Urges Tennessee wildlife resources agency to study programs involving wildlife management areas, wildlife refuges, public hunting areas and land-leases to assure needs of hunting public are being served at reasonable costs; urges Tennessee wildlife resources commission to establish budgets for commercial fishing and musseling programs. by *Bittle.

House Bill No. 3295 -- Rockwood - Subject to local approval, makes various revisions to charter relative to elections, fines and contracts. Amends Chapter 327 of the Acts of 1903; as amended. by *Ferguson. (SB3276 by *Davis L)

House Bill No. 3297 -- Harriman - Subject to local approval, establishes Roane Medical Center Hospital Authority. by *Ferguson. (SB3288 by *Davis L)

House Resolution No. 194 -- Memorials, Sports - Cordova High School Junior Varsity Cheerleaders. by *Todd.

House Resolution No. 195 -- Memorials, Sports - Cordova High School Varsity Cheerleading Squad, Tennessee State Competition Champs. by *Todd.

House Resolution No. 196 -- Memorials, Sports - Freshman cheerleading squad, Cordova High School. by *Todd.

House Resolution No. 197 -- Memorials, Public Service - Mid-South Safe Kids Coalition, child injury prevention. by *Brooks.

House Resolution No. 198 -- Memorials, Recognition - Christ Church, 50th anniversary. by *Harwell.

House Resolution No. 199 -- Memorials, Personal Achievement - Ernestine Carpenter, Heart and Soul Ball. by *Cooper B.

House Joint Resolution No. 598 -- Memorials, Death - Billie G. Bush. by *Windle.

House Joint Resolution No. 608 -- Memorials, Recognition - Smokey Mountain Harmony Chorus of Sweet Adelines, Inc. by *Bittle.

House Joint Resolution No. 609 -- Memorials, Personal Occasion - Andrew Depp McDole, 2nd birthday. by *West, *Winningham.

House Joint Resolution No. 614 -- Memorials, Sports - Pickett County Junior High School girls' basketball team, James C. Haile Tournament champions. by *Winningham.

House Joint Resolution No. 615 -- Memorials, Sports - Pickett County Junior High School boys' basketball team, James C. Haile Tournament champions. by *Winningham.

House Joint Resolution No. 616 -- Memorials, Personal Occasion - Ray and JoAnn Shoemaker, 50th wedding anniversary. by *Winningham.

House Joint Resolution No. 617 -- Memorials, Personal Achievement - Matthew Horne, Eagle Scout. by *Winningham.

House Joint Resolution No. 618 -- Memorials, Personal Achievement - Jeremy Horne, Eagle Scout. by *Winningham.

House Joint Resolution No. 619 -- Memorials, Academic Achievement - Word of Faith Christian Academy, first graduating senior class. by *Kernell.

OBJECTION -- CONSENT CALENDAR

Objection(s) was/were filed to the following on the Consent Calendar:

House Bill No. 2159: by Rep(s). Bowers and Turner (Hamilton)

House Bill No. 3295: by Rep. Ferguson

Under the rules, House Bill No. 2159 and 3295 was/were placed at the foot of the calendar for May 1, 2000.

Rep. Cooper moved that all members voting aye on House Resolution No. 199 be added as sponsors, which motion prevailed.

Pursuant to **Rule No. 50**, Rep. Fitzhugh moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.....	96
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 2674 -- Highway Signs - Defines "breakfast" for specific service sign purposes. Amends TCA Section 54-5-1101. by *White, *Newton, *Ridgeway. (*SB2712 by *Cooper)

Further consideration of House Bill No. 2674 previously considered on March 2, 2000, at which time it was reset for today's Calendar.

Rep. White moved that House Bill No. 2674 be reset for the Regular Calendar on May 18, 2000, which motion prevailed.

***Senate Bill No. 2876** -- Insurance Companies, Agents, Brokers, Policies - Limits definition of health and accident insurance unless otherwise specifically provided. Amends TCA Title 56. by *Atchley. (HB2484 by *McDaniel, *Walker (Rhea), *Turner (Shelby), *Rhinehart, *Gunnels, *Wood)

Further consideration of Senate Bill No. 2876 previously considered on March 16, 2000 and March 23, 2000, at which time it was reset for today's Calendar. The bill was also considered on March 9, 2000 at which time the Senate Bill was substituted for the House Bill and the House withdrew Amendment(s) No(s). 1.

Rep. McDaniel moved that Senate Bill No. 2876 be passed on third and final consideration.

Rep. Newton moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2876 by deleting in its entirety Section 4 of the bill, as amended, and by renumbering the subsequent section accordingly.

On motion, Amendment No. 2 was adopted.

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Rep. McDaniel moved that Senate Bill No. 2876, as amended, be passed on third and final consideration.

Rep. Boyer moved the previous question, which motion failed by the following vote:

Ayes.....	48
Noes	40
Present and not voting	1

Representatives voting aye were: Baird, Bittle, Black, Boyer, Bunch, Buttry, Cole (Dyer), Curtiss, Davis (Cocke), Davis (Washington), Ford, Fraley, Garrett, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Kerr, Kisber, McAfee, McCord, McDaniel, McDonald, McKee, Montgomery, Mumpower, Patton, Phelan, Pleasant, Rhinehart, Roach, Sands, Sargent, Scroggs, Sharp, Tindell, Walker, Walley, Westmoreland, Whitson, Winningham, Wood -- 48.

Representatives voting no were: Armstrong, Arriola, Beavers, Bone, Bowers, Briley, Brooks, Brown, Buck, Caldwell, Chumney, Cooper, Davidson, DeBerry L., Dunn, Ferguson, Fitzhugh, Givens, Jackson, Jones S., Jones U., Kernell, Langster, Maddox, McMillan, Miller, Odom, Phillips, Pinion, Pruitt, Ridgeway, Rinks, Stulce, Tidwell, Towns, Turner (Hamilton), Turner (Shelby), West, White, Windle -- 40.

Representatives present and not voting were: Newton -- 1.

Rep. Jackson moved to re-refer Senate Bill No. 2876 to the House Judiciary Committee.

Rep. McDaniel moved to table the motion to re-refer Senate Bill No. 2876 to the House Judiciary Committee, which motion failed by the following vote:

Ayes.....	45
Noes	46

Representatives voting aye were: Armstrong, Baird, Beavers, Bittle, Black, Boyer, Bunch, Buttry, Davis (Cocke), Davis (Washington), DeBerry L., Dunn, Ford, Fraley, Godsey, Goins, Gunnels, Hagood, Hargett, Harwell, Hassell, Head, Kerr, Kisber, McAfee, McCord, McKee, Montgomery, Mumpower, Newton, Patton, Phelan, Pleasant, Rhinehart, Roach, Sargent, Scroggs, Sharp, Todd, Turner (Shelby), Walker, Walley, Westmoreland, Whitson, Wood -- 45.

Representatives voting no were: Arriola, Bone, Bowers, Briley, Brooks, Buck, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Eckles, Ferguson, Fitzhugh, Fowlkes, Givens, Hood, Jackson, Jones S., Jones U., Kernell, Langster, Lewis, Maddox, McDonald, McMillan, Miller, Odom, Phillips, Pinion, Pruitt, Ridgeway, Rinks, Robinson, Sands, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), West, White, Williams, Windle, Winningham -- 46.

Rep. Odom moved the previous question on the motion to re-refer, which motion prevailed.

Rep. Jackson moved that Senate Bill No. 2876 be re-referred to the House Judiciary Committee, which motion failed by the following vote:

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Ayes..... 42
Noes 50

Representatives voting aye were: Arriola, Bone, Bowers, Briley, Brooks, Brown, Buck, Caldwell, Chumney, Cooper, Curtiss, Davidson, Eckles, Ferguson, Fitzhugh, Fowlkes, Fraley, Givens, Hood, Jackson, Jones S., Kernell, Langster, Lewis, McDonald, McMillan, Miller, Odom, Phillips, Pruitt, Ridgeway, Rinks, Robinson, Sands, Stulce, Tidwell, Turner (Hamilton), West, White, Williams, Windle, Winningham -- 42.

Representatives voting no were: Armstrong, Baird, Beavers, Bittle, Black, Boyer, Bunch, Buttry, Cole (Dyer), Davis (Washington), DeBerry L., Dunn, Ford, Godsey, Goins, Gunnels, Hagood, Hargett, Harwell, Hassell, Head, Jones U., Kerr, Kisber, Maddox, McAfee, McCord, McDaniel, McKee, Montgomery, Mumpower, Newton, Patton, Phelan, Pinion, Pleasant, Rhinehart, Roach, Sargent, Scroggs, Sharp, Tindell, Todd, Towns, Turner (Shelby), Walker, Walley, Westmoreland, Whitson, Wood -- 50.

Rep. Bowers moved the previous question, which motion prevailed.

Rep. McDaniel moved that **Senate Bill No. 2876**, as amended, be passed on third and final consideration, which motion failed by the following vote:

Ayes..... 45
Noes 39
Present and not voting 7

Representatives voting aye were: Armstrong, Baird, Bittle, Boyer, Bunch, Buttry, Cole (Dyer), Curtiss, Davis (Cocke), Davis (Washington), Dunn, Ford, Godsey, Goins, Gunnels, Hagood, Hargett, Harwell, Hassell, Head, Kerr, Kisber, McAfee, McCord, McDaniel, McKee, Montgomery, Mumpower, Newton, Patton, Phelan, Pleasant, Rhinehart, Roach, Sargent, Scroggs, Sharp, Tindell, Todd, Turner (Shelby), Walker, Walley, Westmoreland, Whitson, Wood -- 45.

Representatives voting no were: Arriola, Bone, Bowers, Briley, Brooks, Brown, Buck, Caldwell, Cooper, Davidson, DeBerry J., DeBerry L., Eckles, Ferguson, Fitzhugh, Fowlkes, Givens, Hood, Jackson, Jones S., Kernell, Langster, Maddox, McDonald, McMillan, Miller, Odom, Phillips, Ridgeway, Robinson, Sands, Stulce, Tidwell, Towns, Turner (Hamilton), West, Williams, Windle, Winningham -- 39.

Representatives present and not voting were: Beavers, Black, Chumney, Fraley, Lewis, Pinion, Pruitt -- 7.

Pursuant to the rules of the House, Senate Bill No. 2876 was re-referred to the House Committee on Calendar and Rules.

***House Bill No. 2311** -- Boards and Commissions - Requires vacancies on boards and commissions be filled within 90 days; restricts actions of boards and commissions to disciplinary matters if vacancies are not filled within 90 days. Amends TCA Section 4-3-1304; Section 62-21-104; Title 63, Chapter 1; Title 68, Chapter 201, Part 1; Section 68-211-111 and Section 69-3-104. by *Garrett. (SB2478 by *Haynes)

Further consideration of House Bill No. 2311 previously considered on March 23, 2000 and March 30, 2000, at which time it was reset for today's Calendar.

Rep. Garrett moved that House Bill No. 2311 be passed on third and final consideration.

Rep. U. Jones requested that State and Local Government Committee Amendment No. 1 be placed at the heel of the Amendments.

Rep. U. Jones moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 2311 By deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-3-1304, is amended by designating the existing language as subsection (a) and by adding the following new subsections thereto:

(b) Each regulatory board incurring a vacancy shall notify the appointing authority in writing within ninety (90) days after the vacancy occurs. All vacancies, other than ex officio members, on the state regulatory boards attached to the division of regulatory boards shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If such sufficient information has been provided and such board has a vacancy that is more than one hundred eighty (180) days in duration it shall conduct no business other than consideration of contested cases until such time as the vacancy is filled.

(c) If more than one-half (1/2) of the positions on any state regulatory board are vacant for more than one hundred eighty (180) consecutive days, such state regulatory board shall terminate, provided that such board shall wind up its affairs pursuant to § 4-29-112. If a state regulatory board is terminated pursuant to this subsection it shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing a state regulatory board. The provisions of this subsection shall only apply if the governor is authorized to make appointments to at least one-half (1/2) of the positions on the board.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 1, is amended by adding a new section thereto, as follows:

Section _____. (a) Each board, commission, committee, agency or other governmental entity created pursuant to this title incurring a vacancy shall notify the appointing authority in writing within ninety (90) days after the vacancy. All vacancies, other than ex officio members, on any board, commission, committee, agency or other governmental entity created pursuant to this title shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If sufficient information has been provided and a board, commission, committee, agency or other governmental entity created pursuant to this title has a vacancy that is more than one hundred eighty (180) days in duration it shall conduct no business other than consideration of contested cases until such time as the vacancy is filled.

(b) If more than one-half (1/2) of the positions on any board, commission, committee, agency or other governmental entity created pursuant to this title are vacant for more than one hundred eighty (180) consecutive days, such board, commission, committee, agency or other governmental entity shall terminate, provided that such board, commission, committee, agency or other governmental entity shall wind up its affairs pursuant to § 4-29-112. If a board, commission, committee, agency or other governmental entity created pursuant to this title is terminated pursuant to this subsection it shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing a board, commission, committee, agency or other governmental entity created pursuant to this title. The provisions of this subsection shall only apply if the governor is authorized to make appointments to at least one half (1/2) of the positions on the board, commission, committee, agency or other governmental entity created pursuant to this title.

SECTION 3. Tennessee Code Annotated, Section 62-21-104(b)(1), is amended by adding the following language to the end thereof:

If the board incurs a vacancy, it shall notify the appointing authority in writing within ninety (90) days after the vacancy occurs and shall provide a list of qualified persons to be appointed to the board and information regarding such persons that is sufficient for the appointing authority to make an informed decision. All vacancies on the board, other than ex officio members, shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If the board has a vacancy that is more than one hundred eighty (180) days in duration, it shall conduct no business other than consideration of disciplinary actions until such time as the vacancy is filled.

If more than one-half (1/2) of the positions on the board are vacant for more than one hundred eighty (180) consecutive days, the board shall terminate, provided that such board shall wind up its affairs pursuant to § 4-29-112. The board that is terminated pursuant to this subsection shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing the board. This subsection shall only apply if the governor is authorized to make appointments to at least one-half (1/2) of the positions on such board.

SECTION 4. Tennessee Code Annotated, Section 68-201-105, is amended by adding a new subsection thereto, as follows:

(1) If the board incurs a vacancy, it shall notify the appointing authority in writing within ninety (90) days after the vacancy occurs. All vacancies on the board, other than ex officio members, shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If such sufficient information has been provided and the board has a vacancy that is more than one hundred eighty (180) days in duration, the board shall conduct no business other than consideration of contested cases until such time as the vacancy is filled.

(2) If more than one-half (1/2) of the positions on the board are vacant for more than one hundred eighty (180) consecutive days, the board shall terminate, provided that such board shall wind up its affairs pursuant to § 4-29-112. If the board is terminated pursuant to this subsection it shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing the board.

SECTION 5. Tennessee Code Annotated, Section 68-211-111(c), is amended by designating the existing language as subdivision (c)(1) and by adding the following new subdivisions thereto:

(c)(2) If the board incurs a vacancy, it shall notify the appointing authority in writing within ninety (90) days after the vacancy occurs. All vacancies on the board, other than ex officio members, shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If such sufficient information has been provided and the board has a vacancy that is more than one hundred eighty (180) days in duration it shall conduct no business other than consideration of contested cases until such time as the vacancy is filled.

(3) If more than one-half (1/2) of the positions on the board are vacant for more than one hundred eighty (180) consecutive days, the board shall terminate, provided that such board shall wind up its affairs pursuant to § 4-29-112. A board that is terminated pursuant to this subsection shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing the board.

SECTION 6. Tennessee Code Annotated, Section 69-3-104, is amended by adding a new subsection thereto, as follows:

() (1) If the board incurs a vacancy, it shall notify the appointing authority in writing within ninety (90) days after the vacancy occurs. All vacancies on the board, other than ex officio members, shall be filled by the appointing authority within ninety (90) days of receiving written notice of the vacancy and sufficient information is provided for the appointing authority to make an informed decision in regard to filling such vacancy. If such sufficient information has been provided and the board has a vacancy that is more than one hundred eighty (180) days in duration, it shall conduct no business other than consideration of contested cases until such time as the vacancy is filled.

(c) If more than one-half (1/2) of the positions on the board are vacant for more than one hundred eighty (180) consecutive days, the board shall terminate, provided that such board shall wind up its affairs pursuant to § 4-29-112. If the board is terminated pursuant to this subsection it shall be reviewed by the evaluation committees pursuant to title 4, chapter 5, before ceasing all its activities. Nothing in this section shall prohibit the general assembly from continuing, restructuring, or re-establishing the board.

SECTION 7. This act shall take effect July 1, 2000, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

On motion, Rep. U. Jones withdrew State and Local Government Committee Amendment No. 1.

Rep. Garrett moved that **House Bill No. 2311**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

***House Bill No. 1849** -- Children's Services, Dept. of - Requires department to establish pilot program to provide financial assistance and certain services to persons who provide for care to children related to them. Amends TCA Title 37. by *Jones, S., *Boyer, *Fowlkes, *Ridgeway, *Chumney, *Walley, *Lewis, *Ferguson, *Patton, *Sands, *Pinion, *Maddox, *West, *Eckles, *Langster, *Hargett, *Arriola, *Black, *Odom, *Bittle, *Caldwell, *Pruitt, *Phelan, *Briley, *Davis (Washington). (SB1770 by *Person, *Henry)

BILL RE-REFERRED

Rep. S. Jones moved to re-refer House Bill No. 1849 to the House Finance, Ways and Means Committee, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***Senate Bill No. 2157** -- Animals - Allows trier of fact to award up to \$5,000 in non-economic damages to person whose pet is killed or sustains injuries which result in death caused by intentional or negligent act of another or by the pet of another. Amends TCA Title 44, Chapter 17. by *Cohen, *Person. (HB2583 by *Briley, *Kisber)

Further consideration of Senate Bill No. 2157 previously considered on April 3, 2000 and April 6, 2000, at which time the Senate Bill was substituted for the House Bill, the House adopted Amendment(s) No. 2, withdrew Amendment(s) No(s). 1 and reset the bill for today's Calendar.

Rep. Williams moved that Senate Bill No. 2157 be reset for the Regular Calendar on May 4, 2000, which motion prevailed.

THURSDAY, APRIL 13, 2000 — SEVENTY-SECOND LEGISLATIVE DAY

House Bill No. 2888 -- Safety - Increases certain electrical inspection fees. Amends TCA Title 68, Chapter 102, Part 1. by *Rinks. (*SB2550 by *Cooper)

Further consideration of House Bill No. 2888 previously considered on April 6, 2000, at which time it was reset for today's Calendar.

Rep. Rinks moved that House Bill No. 2888 be reset for the Regular Calendar on May 4, 2000, which motion prevailed.

***House Bill No. 3017** -- Insurance Companies, Agents, Brokers, Policies - Authorizes commissioner of commerce and insurance to regulate and control HMOs; establishes registration and other requirements for HMOs and holding companies. Amends Title 56 of the TCA. by *Kisber. (SB3090 by *McNally)

Further consideration of House Bill No. 3017 previously considered on April 10, 2000, at which time it was reset for today's Calendar.

Rep. Kisber moved that House Bill No. 3017 be reset for the Regular Calendar on May 18, 2000, which motion prevailed.

House Bill No. 2685 -- Domestic Violence - Requires court issuing order of protection to immediately have copy delivered to local law enforcement agencies; requires local law enforcement agencies to immediately enter any order received in the Tennessee crime information system regardless of whether it has yet been served. Amends TCA Title 36, Chapter 3, Part 6. by *Garrett. (*SB2935 by *Haynes)

CHAIR TO DEBERRY

Mr. Speaker Naifeh relinquished the Chair to Rep. DeBerry, Speaker pro tempore.

REGULAR CALENDAR, CONTINUED

Rep. Garrett moved that House Bill No. 2685 be passed on third and final consideration.

Rep. Chumney moved adoption of Children and Family Affairs Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2685 by adding the following after the words "information system" and before the punctuation "." in the last sentence of section 1 of the bill:

and take any necessary action to immediately transmit it to the National Crime Information Center.

On motion, Children and Family Affairs Committee Amendment No. 1 was adopted.

Rep. Garrett moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 2685 by deleting in its entirety the second sentence of the amendatory language of Section 1 and by substituting instead the following:

The court issuing the order of protection shall deliver the order or a copy thereof to the county sheriff's office or other law enforcement agency that processes orders of protection on a daily basis.

On motion, Amendment No. 2 was adopted.

Rep. Bunch moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND House Bill No. 2685 by adding after the language "any subsequent modifications" the language "or dismissal" in the amendatory language of Section 1 of the bill as amended.

AND FURTHER AMEND by deleting the language "The court issuing the order of protection shall deliver the order or a copy thereof" and by substituting instead the language "The court issuing the order of protection or dismissal shall deliver such order or dismissal or a copy thereof" in the amendatory language of Section 1 of the bill as amended.

AND FURTHER AMEND by deleting the language "Upon receipt of the copy of the order of protection from the issuing court or clerk's office, the local law enforcement agency shall immediately enter such order" and by substituting instead the language "Upon receipt of the copy of the order of protection or dismissal from the issuing court or clerk's office, the local law enforcement agency shall immediately enter such order or dismissal" in the amendatory language of Section 1 of the bill as amended.

On motion, Amendment No. 3 was adopted.

Rep. Garrett moved that **House Bill No. 2685**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 2655 -- Sentencing - Clarifies that after sentencing of criminal defendant, the uniform judgment document is public record; enacts "Criminal Sentence Explanation Act of 2000." Amends TCA Title 40, Chapter 35, Part 2. by *McMillan. (*SB2363 by *Kyle, *Graves)

Further consideration of House Bill No. 2655 previously considered on April 3, 2000 and April 10, 2000, at which time it was reset for today's Calendar.

Rep. McMillan moved that House Bill No. 2655 be passed on third and final consideration.

Rep. McMillan moved adoption of Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2655 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. Tennessee Code Annotated, Section 40-35-209(e), is further amended by adding the following subpart to be designated as (7) and by renumbering existing subparts accordingly:

(7) Whether the defendant was sentenced as a 100% offender pursuant to Tennessee Code Annotated, Section 40-35-501(i).

On motion, Amendment No. 1 was adopted.

Rep. McMillan moved that **House Bill No. 2655**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

***House Bill No. 3027** -- Public Contracts - Clarifies that state submission of bid or intent to award bid creates no rights or entitlement for public bidder; requires signature for bidding protest; modifies other public contract bidding provisions Amends TCA Title 12, Chapter 3 and Sections 12-4-109 and 12-4-110. by *Whitson. (SB3099 by *McNally)

Rep. Whitson moved that House Bill No. 3027 be passed on third and final consideration.

Rep. U. Jones moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3027 By deleting subitem (iii)(2) in its entirety from Section 8 and by renumbering subsequent subitems accordingly.

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Buck moved adoption of Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 3027 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION _____. This act shall not be construed as affecting case law as to reasons for rejecting a bid or proposal. This act shall also not be construed as affecting the right of a bidder to go to court after exhausting his administrative remedies.

On motion, Amendment No. 2 was adopted.

Rep. Whitson moved that **House Bill No. 3027**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....88
Noes.....4
Present and not voting.....1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Cole (Dyer), Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tindell, Todd, Turner (Hamilton), Turner (Shelby), Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 88.

Representatives voting no were: Brooks, Chumney, Cooper, Towns -- 4.

Representatives present and not voting were: Brown -- 1.

A motion to reconsider was tabled.

House Bill No. 2478 -- Criminal Offenses - Creates Class A misdemeanor offense for driving away without paying for motor fuel; requires suspension of driver license for certain periods. Amends TCA Title 39, Chapter 14, Part 1. by *Head, *Hood. (*SB2057 by *Burchett)

Rep. Head moved that House Bill No. 2478 be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2478 By deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 39, Chapter 14, Part 1, is amended by adding the following new section:

Section 39-14-1____. (a)(1) In addition to the fine and imprisonment authorized by law for the offense of theft, the court may order the suspension of the driver license of a person convicted of theft for a first time for a period not to exceed six (6) months if such theft conviction involved a person driving his or her motor vehicle off the premises of an establishment where gasoline is offered for retail sale after dispensing gasoline or motor vehicle fuel into the fuel tank of such motor vehicle and failing to remit payment or make an authorized charge for the gasoline or motor vehicle fuel that was dispensed.

(2) In addition to the fine and imprisonment authorized by law for the offense of theft, the court shall order the suspension of the driver license of a person convicted of theft for a second time for a period of six (6) months if both such theft convictions involved are of the type of theft specified in subsection (a)(1).

(3) In addition to the fine and imprisonment authorized by law for the offense of theft, the court shall order the suspension of the driver license of a person convicted of theft for a third or subsequent time for a period of one (1) year if all of such theft convictions involved are of the type of theft specified in subsection (a)(1).

(b) If a person's driver license has been suspended under the provisions of subsection (a), the court is vested with the authority and discretion to allow the continued use of a restricted driver license for the purpose of going to and from and working at such person's regular place of employment or in the case of a student enrolled full time in a college or university, going to and from such college or university. The same restrictions and requirements for obtaining the license contained in §55-50-502(c)(3) or (4) shall also apply to restricted licenses issued under this subsection.

(c)(1) Whenever a person is convicted of an offense under the provisions of subsection (a) and the court orders the suspension of the driver license of such person, the court in which such conviction is had shall confiscate the license being suspended and forward it to the department of safety along with a report of the license suspension. If the court is unable to take physical possession of such license, the court shall nevertheless forward the report to the department. The report shall include the complete name, address, birth date, eye color, sex, and driver license number, if known, of the person whose license has been suspended, and shall indicate the first and last day of the suspension period. If the person is the holder of a license from another state, the court shall not confiscate the license but shall notify the department, which shall notify the appropriate licensing officials in such other state. The court shall, however, suspend the person's nonresident driving privileges for the appropriate length of time. The term "conviction" shall have the same meaning as defined in §55-50-503.

(2) Upon receiving such record and the driver license from the court, the department shall suspend the driver license of the person for those periods specified in subsection (a).

(3) At the end of the period of time established in subsection (a) and prior to reinstatement of the license, the person upon applying for reinstatement of such license shall pay the restoration fee to the department as required under §55-12-129(b).

SECTION 2. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

SECTION 3. This act shall take effect July 1, 2000, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Kerr moved the previous question, which motion was immediately withdrawn.

Rep. Hargett moved the previous question, which motion prevailed.

Rep. Head moved that **House Bill No. 2478**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.....	84
Noes	9
Present and not voting	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry L., Dunn, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Kerr, Kisber, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Rhinehart, Ridgeway, Rinks, Roach, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 84.

Representatives voting no were: Brooks, Brown, Cooper, Jones U., Kernell, Pruitt, Towns, Turner (Hamilton), Turner (Shelby) -- 9.

Representatives present and not voting were: Eckles -- 1.

A motion to reconsider was tabled.

***House Bill No. 2367** -- TennCare - Revises composition of TennCare prescription drug utilization review committee. Amends TCA Section 71-5-190. by *Eckles, *Rhinehart. (SB2574 by *Womack)

CHAIR TO SPEAKER

Mr. Speaker Naifeh resumed the Chair.

REGULAR CALENDAR, CONTINUED

Rep. Eckles moved that House Bill No. 2367 be passed on third and final consideration.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2367 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 71-5-190, is amended by deleting the section in its entirety and by substituting instead the following:

71-5-190. (a) In order to provide oversight of prescription drug utilization under the TennCare program, there is hereby created a TennCare prescription drug utilization review committee. The committee shall consist of: one (1) member of the house of representatives appointed by the speaker of the house; one (1) member of the senate appointed by the speaker of the senate; and two (2) pharmacists, two (2) physicians, two (2) representatives of managed care organizations, two (2) representatives of pharmaceutical companies and two (2) consumers, all of whom shall be appointed by the comptroller of the treasury. The TennCare bureau shall provide to the committee such information as the committee deems appropriate concerning the prescriptions made to TennCare enrollees who receive more than seven (7) prescriptions. The committee shall review such information and make recommendations to the select oversight committee on TennCare and the TennCare bureau concerning potential drug interactions, abuse of prescription drugs or other appropriate matters.

(b)(1) Non-legislative members of the committee shall serve without compensation, but they shall be entitled to reimbursement for all necessary expenses incurred in the performance of their duties, in accordance with the comprehensive state travel regulations promulgated by the commissioner of finance and administration and approved by the attorney general and reporter.

(2) Legislative members of the committee shall not receive from the state an expense allowance or mileage allowance paid solely in consideration for serving on or attending meetings of the committee; provided, however, that this subdivision shall at no time preclude a legislative member from receiving an expense allowance or mileage allowance otherwise payable to such member in connection with attending the general assembly.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, Finance, Ways and Means Committee Amendment No. 1 was adopted.

Rep. Eckles moved that **House Bill No. 2367**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Todd, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 94.

A motion to reconsider was tabled.

House Bill No. 2523 -- Mental Retardation - Requires department of mental health and mental retardation to make available home and community-based support to certain number of Tennesseans with mental retardation and other development disabilities for the next five fiscal years. Amends TCA Section 71-5-1408. by *Eckles, *Walker (Rhea), *Lewis. (*SB2847 by *Dixon, *Fowler, *Burks)

On motion, House Bill No. 2523 was made to conform with **Senate Bill No. 2847**; the Senate Bill was substituted for the House Bill.

Rep. Eckles moved that Senate Bill No. 2847 be passed on third and final consideration.

On motion, Rep. Armstrong withdrew Health and Human Resources Committee Amendment No. 1.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 1 as House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 2847 as amended, by adding the following language at the end of Section 1:

Notwithstanding the provisions of the preceding sentence of this section, one (1) of the members who is an individual with developmental disabilities or a member of their families may be a citizen or an advocate for such individuals.

On motion, Finance, Ways and Means Committee Amendment No. 1 as House Amendment No. 2 was adopted.

Rep. Kisber moved adoption of Finance, Ways and Means Committee Amendment No. 2 as House Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 2847 as amended by House Health & Human Resources Committee Amendment 1 (HA 873), by deleting Section 2 in its entirety and by substituting instead the following as a new Section 2:

SECTION 2. Members of the commission shall serve without compensation or travel reimbursement.

On motion, Finance, Ways and Means Committee Amendment No. 2 as House Amendment No. 3 was adopted.

Rep. Boyer requested that Senate Bill No. 2847 be moved to the heel of the Calendar.

***House Bill No. 2943** -- Physicians and Surgeons - Adds intermediate limit of \$10.00 for costs of copying 20 pages or less of medical records by health care provider. Amends TCA Section 63-2-102. by *Fitzhugh. (SB3160 by *Herron)

Rep. Fitzhugh moved that House Bill No. 2943 be passed on third and final consideration.

Rep. Buck moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2943 By deleting Section 1 of the printed bill in its entirety and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 63-2-102(a), is amended by inserting between the second and third sentences the following language:

Any third-party provider of record copying and related services shall be subject to the reasonable cost limits contained in this section and shall not impose any charge or fee for such services in excess of such cost limits.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Fitzhugh moved that **House Bill No. 2943**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

A motion to reconsider was tabled.

House Bill No. 2460 -- Pest Control - Requires persons issuing termite clearance letters to have license from board of pest control operators; requires wood infestation reports to list presence or absence of wood destroying pests and any damage they may have caused; makes person who falsifies a wood inspection report liable for damages that were present at time of report. Amends TCA Title 62, Chapter 21. by *Odom. (*SB2635 by *Henry)

On motion, House Bill No. 2460 was made to conform with **Senate Bill No. 2635**; the Senate Bill was substituted for the House Bill.

Rep. Odom moved that Senate Bill No. 2635 be passed on third and final consideration.

On motion, Rep. Rhinehart withdrew Commerce Committee Amendment No. 1.

Rep. Ferguson moved the previous question, which motion prevailed.

Rep. Odom moved that **Senate Bill No. 2635** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

***Senate Bill No. 2847** -- Mental Retardation - Requires department of mental health and mental retardation to make available home and community-based support to certain number of Tennesseans with mental retardation and other development disabilities for the next five fiscal years. Amends TCA Section 71-5-1408. by *Dixon, *Fowler, *Burks. (HB2523 by *Eckles, *Walker (Rhea), *Lewis)

Further consideration of Senate Bill No. 2847 previously considered on today's Calendar at which time the Senate Bill was substituted for the House Bill, the House withdrew Amendment(s) No(s). 1 and adopted Amendment(s) No(s). 2 and 3.

Rep. Eckles moved that Senate Bill No. 2847, as amended, be passed on third and final consideration.

Rep. Eckles moved that Senate Bill No. 2847 be reset for the Regular Calendar on May 1, 2000, which motion prevailed.

SUPPLEMENTAL REGULAR CALENDAR

Senate Bill No. 3158 -- Insurance, Health, Accident - Permits ten or more employers of same trade or professional association who meet certain requirements to enter into agreement to pool liabilities to qualify as self-insurers; authorizes commissioner of commerce and insurance to promulgate necessary rules and regulations. Amends TCA Title 56, Chapter 26. by *Rochelle, *Cooper, *Elsea, *Carter, *Crutchfield, *Henry, *Graves, *Burchett, *Burks, *Atchley, *Haynes, *Ford J., *Williams, *Springer. (*HB3082 by *Rhinehart, *Head, *Cole (Dyer), *Cole (Carter), *McKee, *Phelan, *Curtiss, *Turner (Hamilton), *Hassell, *Gunnels, *Kent, *Scroggs, *Sands, *Briley, *Jones U (Shelby), *McMillan, *Towns, *Buck, *Turner (Shelby), *Jones, S., *Buttry, *Lewis, *Arriola, *Ferguson, *Pruitt, *Langster, *Pleasant, *Stulce, *McDaniel, *Boyer, *Dunn, *Wood, *Bittle, *Winningham, *Walker (Rhea), *Maddox, *Fitzhugh)

Further consideration of Senate Bill No. 3158 previously considered on April 12, 2000, at which time the Senate Bill was substituted for the House Bill and reset for today's Calendar.

Rep. Rhinehart moved that **Senate Bill No. 3158** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes..... 95
Noes..... 0

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 95.

A motion to reconsider was tabled.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

House Bill No. 1542 -- Motor Vehicles - Rewrites certain portions of Motor Vehicle Habitual Offenders Act. Amends TCA Title 55, Chapter 10. by *Scroggs, *Westmoreland, *McDonald, *Jackson, *Sands, *Briley. (*SB1468 by *Haun, *McNally, *Cohen)

Senate Amendment No. 1

AMEND House Bill No. 1542 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-10-603(2)(A) is amended by deleting items (ix) and (x) in their entirety and substituting instead the following:

(_) A violation of Section 39-13-218, relative to aggravated vehicular homicide; or

(_) A violation of Section 55-10-418, relative to adult driving while impaired; and

SECTION 2. This act shall take effect January 1, 2000, the public welfare requiring it.

Senate Amendment No. 3

AMEND House Bill No. 1542 By inserting the following language as a new, appropriately designated section immediately proceeding the effective date section and renumbering the effective date section accordingly:

SECTION ____ Tennessee Code Annotated, Section 55-10-603(2)(A), is further amended by adding the following language as a new, appropriately designated item:

() A violation of § 55-50-504, relative to driving on cancelled, suspended, or revoked license, when the underlying offense of such cancellation, suspension or revocation is an offense listed in this subdivision.

Rep. Scroggs moved that the House concur in Senate Amendment(s) No(s). 1 and 3 to **House Bill No. 1542**, which motion prevailed by the following vote:

Ayes	92
Noes	1

Representatives voting aye were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 92.

Representatives voting no were: Cooper -- 1.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

MOTION TO RESET BILLS

Rep. Hargrove moved that all items previously set for a calendar during the weeks of April 17, 2000 and April 24, 2000 be reset for May 1, 2000, which motion prevailed.

BILL RE-REFERRED

Rep. Kisber moved that House Bill No. 3071 be re-referred from the House Committee on Calendar and Rules to the House Finance, Ways and means Committee, which motion prevailed.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 717: Rep(s). Beavers and Pleasant as prime sponsor(s).

House Bill No. 718: Rep(s). Beavers and Pleasant as prime sponsor(s).

House Bill No. 720: Rep(s). Beavers as prime sponsor(s).

House Bill No. 1209: Rep(s). Godsey as prime sponsor(s).

ENROLLED BILLS

April 13, 2000

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 2.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

April 13, 2000

The Speaker signed the following: House Joint Resolution(s) No(s). 2.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 2; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE GOVERNOR

April 13, 2000

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 438, 563, 565, 566, 568, 570, 572, 573, 574, 576, 577, 578 and 580, with his approval.

MICHELLE LONG, Counsel to the Governor.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 283; also, House Joint Resolution(s) No(s). 87; signed by the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 519, 539, 579, 581, 582, 583, 584, 585, 587, 588, 590, 592, 594 and 611; all concurred in by the Senate.

RUSSELL HUMPHREY, Acting Chief Clerk.

ENGROSSED BILLS

April 13, 2000

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 2311, 2367, 2478, 2655, 2685, 2943, 3027, 3297; also, House Joint Resolution(s) No(s) 498, 598, 608, 609, 614, 615, 616, 617, 618 and 619.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2121, 2251, 2722; also, Senate Joint Resolution(s) No(s). 721, 723, 724 and 725 for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED

April 13, 2000

The Speaker signed the following: Senate Bill(s) No(s). 2121, 2251, 2722; also, Senate Joint Resolution(s) No(s). 721, 723, 724 and 725.

MESSAGE FROM THE SENATE

April 13, 2000

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2635, 3158; also, Senate Joint Resolution(s) No(s). 744 for the signature of the Speaker.

RUSSELL HUMPHREY, Acting Chief Clerk.

SIGNED
April 13, 2000

The Speaker signed the following: Senate Bill(s) No(s). 2635, 3158; also, Senate Joint Resolution(s) No(s). 744.

ENROLLED BILLS
April 13, 2000

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Bill(s) No(s). 1542; House Joint Resolution(s) No(s). 519, 539, 579, 581, 582, 583, 584, 585, 587, 588, 590, 592, 594, 611; also, House Resolution(s) No(s). 194, 195, 196, 197, 198 and 199.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
April 13, 2000

The Speaker signed the following: House Bill(s) No(s). 1542; House Joint Resolution(s) No(s). 519, 539, 579, 581, 582, 583, 584, 585, 587, 588, 590, 592, 594, 611; also, House Resolution(s) No(s). 194, 195, 196, 197, 198 and 199.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR
April 13, 2000

The following local bills have been placed on the Consent Calendar for **May 1, 2000**: House Bill(s) No(s). 3315.

ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Armstrong, Arriola, Baird, Beavers, Bittle, Black, Bone, Bowers, Boyer, Briley, Brooks, Brown, Buck, Bunch, Buttry, Caldwell, Chumney, Cole (Dyer), Cooper, Curtiss, Davidson, Davis (Cocke), Davis (Washington), DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Hagood, Hargett, Hargrove, Harwell, Hassell, Head, Hood, Jackson, Jones S., Jones U., Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McCord, McDaniel, McDonald, McKee, McMillan, Miller, Montgomery, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stulce, Tidwell, Tindell, Towns, Turner (Hamilton), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 96.

THURSDAY, APRIL 13, 2000 — SEVENTY-SECOND LEGISLATIVE DAY

RECESS MOTION

On motion of Rep. Hargrove and pursuant to Senate Joint Resolution No. 744, the House stood in recess until 5:00 p.m., Monday, May 1, 2000.